IN THE HIGH COURT OF JUDICATURE OF BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 935 of 2006

Shri Vilas Mahadeo Satpute .. Petitioner

versus

Sau Archana Vilas Satpute .. Respondent

...

Mr.M.S. Karnik for the petitioner.

CORAM : D.G. KARNIK, J

DATED : 28th February 2006.

P.C.:

1. Heard learned counsel for the petitioner.

2. This Writ Petition is directed against the order dated 10th January 2006 passed by the learned Civil Judge, Sr. Division, Nashik, setting aside the "No written statement" order and accepting the written statement filed by the respondent wife. A written

application was made by the respondent for setting aside the No written statement order by giving reasons. The learned trial Judge found the reasons to be satisfactory and by a speaking order, has taken the written statement on record by condoning the delay by filing of the written statement.

3. The view taken by the learned Judge is a possible view and needs no interference in the writ jurisdiction. The respondent who is a wife was unable to maintain herself and was not financially sound. She wanted even to change the Advocate and all these factors have been taken into consideration by the Court.

4. In the circumstances, no interference is called for. Writ Petition is rejected summarily.

(D.G. KARNIK, J)